



THE ERIE COUNTY LEGISLATURE

Session No. 18
October 12, 2006

Lynn M. Marinelli
Chairman

Maria R. Whyte
Majority Leader

Barry A. Weinstein
Minority Leader

ROLL CALL

INVOCATION – Mr. Loughran

PLEDGE OF ALLEGIANCE – Ms. Locklear

NOMINATION & ELECTION OF CLERK

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS

| | |
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| REYNOLDS | Declaring October 22, 2006 "Hamburg Family Day" in Erie County |
| WHYTE | National Latino AIDS Awareness Day |
| SMITH & HOLT | In Memory of Lance Cpl. Howard S. March Jr. |
| LOUGHRAN | Honoring David Hahn Baker as the Recipient of the 2006 Paul MacClennan Environmental Citizen Award |
| HOLT & SMITH | Honoring the 2006 Christian Heritage Festival |
| MARINELLI | Honoring Justin Rooney Upon Being Named the 2006 John F. Kennedy Award Winner by the Newstead Democratic Committee |
| SMITH | Honoring Ashley Alisa Tolbert Upon Being Crowned 2006 Miss Alpha Kappa Alpha Sorority Inc. |
| MAZUR | Honoring Patricia Wojcik for her 31 Years of Service to Senior Citizens in Cheektowaga |
| MARINELLI | Recognizing Business & Professional Women of Buffalo/Amherst Nat'l Business Women's Week Oct. 16-20 200 |
| SMITH & HOLT | Honoring the 2006 Black Achievers Award Winners |
| LOUGHRAN | Congratulating Chief Warrant Officer Patrick Morrow on the Occasion of his Retirement from the US Marine Corps. |

LOCAL LAWS

REFERENCE

| | | | |
|---------------------------|---|--|--------------------|
| LL INT 7-1 3/30/2005 | SMITH | The Local Law To Retain Jobs in NYS | |
| LL INT 12-1 10/19/2005 | MARINELLI | A LL Amending the EC Charter & EC Administrative Code as Amended, in Relation to the Titles and Positions of Deputy Commissioner and Deputy Director | Government Affairs |
| LL INT 4-1 6/12/2006 | KONST, IANNELLO & LOCKLEAR | A Charter Law to Reforming County Government by Limiting the Terms of Office of Elected County Legislators | |
| LL INT 5-1 6/16/2006 | KONST, IANNELLO & LOCKLEAR | A Charter Law to Reforming County Government by Limiting the Terms of Office of Elected County Executive | |
| LL INT 6-1 7/19/2006 | LOCKLEAR, KONST, RANZENHOFER, MILLS & WEINSTEIN | A LL Amending Article III of the EC Charter to Redefine the Positions of County Executive and Deputy County Executive in the Spirit of Charter Revision Commission Recommendations | |
| LL INT 8-1 9/11/2006 | RANZENHOFER, WEINSTEIN, MILLS | A LL Requiring Businesses to Verify that their Employees are Legally Eligible to be Employed in the USA & EC | |

COMMITTEE REPORTS

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| REPORT NO. 11 | HUMAN SERVICES COMMITTEE |
| REPORT NO. 12 | COMMUNITY ENRICHMENT COMMITTEE |
| REPORT NO. 12 | HEALTH COMMITTEE |
| REPORT NO. 14 | ECONOMIC DEVELOPMENT COMMITTEE |
| REPORT NO. 14 | FINANCE & MANAGEMENT COMMITTEE |
| REPORT NO. 11 | PUBLIC SAFETY COMMITTEE |
| REPORT NO. 15 | ENERGY & ENVIRONMENT COMMITTEE |

LEGISLATOR RESOLUTIONS:

REFERENCE

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| INTRO 18-1 | LOUGHRAN, KOZUB, WHYTE, MILLS & KONST | Parks, Recreation & Forestry Dept. - Active Management Program, Ceasing All Logging Operations in the Erie County Forest and Reworking Logging Program | |
| INTRO 18-2 | LOCKLEAR, MARINELLI, WHYTE, IANNELLO, KOZUB, KONST & LOUGHRAN | Status of the Return of Health Department Fees | |

INTRO 18-3 KENNEDY, MARINELLI, Fair Share of Transportation Funding
 WHYTE, IANNELLO,
 LOUGHRAN & KONST

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE

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|-------------|------------------|--|-------------------------|
| COMM. 18E-1 | MARINELLI | Memo To BOE Commissioners Re: Referendum on Charter Changes | R&F |
| COMM. 18E-2 | WHYTE | Letter to Marinelli: Notice That She Will Be Out of Town 10/6 - 10/8 | R&F |
| COMM. 18E-3 | COMPTROLLER | Apportionment and Distribution of Net Collection from the Four and Three Quarter Percent Sales and Compensating Use Tax for 7/06 - 9/06 | Finance & Management |
| COMM. 18E-4 | COUNTY EXECUTIVE | Family Court Building | Public Safety |
| COMM. 18E-5 | MARINELLI | Appointment to Fisheries Advisory Board | RFP |
| COMM. 18E-6 | SMITH | Schedule for Finance & Management/Budget Review of the 2007 Proposed Budget | RFP |

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| COMM. 18E-7 | COUNTY EXECUTIVE | Recovery of Attorney's Fees and Other Reasonable and Necessary Legal Costs Incurred in the Course of Enforcing the Collection of Delinquent Taxes | Government Affairs |
| COMM. 18E-8 | COUNTY EXECUTIVE | ECSD No. 3 - NYSDOT - Revised Resolution Comm. 11E-19 | Energy & Environment |
| COMM. 18E-9 | COUNTY EXECUTIVE | DEP - Sewerage Management - SMSI Grant Application | Energy & Environment |
| COMM. 18E-10 | COUNTY EXECUTIVE | CPS - Project Impact III Award | Public Safety |
| COMM. 18E-11 | COUNTY EXECUTIVE | DPW - Ticor Building - Renovations for County Attorney's Offices | Economic Development |
| COMM. 18E-12 | COUNTY EXECUTIVE | ECSD No. 2 - Engineering Agreement Dated 8/29/02 - URS Corp. - Change Order No. 5 | Energy & Environment |
| COMM. 18E-13 | COUNTY EXECUTIVE | DPW - Financial Audit - Botanical Garden Grants | Economic Development |
| COMM. 18E-14 | COUNTY EXECUTIVE | Parks, Recreation & Forestry - Parking Fee Implementation | Finance & Management |
| COMM. 18E-15 | COUNTY EXECUTIVE | ECSD No. 2 - Engineering Agreement Dated 8/29/02 - URS Corp. - Change Order No. 4 (Revised) | Energy & Environment |
| COMM. 18E-16 | COUNTY EXECUTIVE | DEP - City of Buffalo Recycling Education & Outreach Program - Contract with OtherWisz Creative Corp. | Energy & Environment |
| COMM. 18E-17 | COUNTY EXECUTIVE | ECSD No. 1 - Real-Time, Web-Based Wireless Flow Monitoring & Online Flow Model - Change Order No. 1 | Energy & Environment |
| COMM. 18E-18 | COUNTY EXECUTIVE | ECSD No. 4 - Contract No. 37, Didion Road Sanitary Sewers - Dispensation of Hours - Accadia Site Contracting, Inc. | Energy & Environment |
| COMM. 18E-19 | COUNTY EXECUTIVE | ECSD No. 6 - Bethlehem Park Phase II/Hamburg Village Phase IV - Contract No. 32SA - Contract Close Out - Kandey Company, Inc. | Energy & Environment |
| COMM. 18E-20 | COUNTY EXECUTIVE | DPW - Acquisition of Property for Right-of-Way - Reconstruction of Flood Damage - Vermont Street Culverts FEMA Project - Town of Holland | Economic Development |
| COMM. 18E-21 | COUNTY EXECUTIVE | DPW - Acquisition of Property for Right-of-Way - Reconstruction of Flood Damage - Four Rod Road Culverts FEMA Project - Towns of Marilla and Wales | Economic Development |

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| COMM. 18E-22 | COUNTY EXECUTIVE | Probation and Youth Detention Services - NYS Division of Criminal Justice Services Juvenile Justice Formula Grant Project | Public Safety |
| COMM. 18E-23 | COUNTY EXECUTIVE | ECSD No. 4 - William St. Subtrunk Sanitary Sewer - Contract No. 35L - Contract Close Out - Sergi Construction, Inc. | Energy & Environment |
| COMM. 18E-24 | COUNTY EXECUTIVE | ECSD No. 3 - Village of Blasdell - Proposed Amended Agreement | Energy & Environment |
| COMM. 18E-25 | COUNTY EXECUTIVE | Senior Services - Authorization to Establish the POE Grant | Human Services |
| COMM. 18E-26 | COUNTY EXECUTIVE | Reallocation of Community Development Block Grant Funding for Spaulding Fibre Development | Energy & Environment |
| COMM. 18E-27 | COUNTY EXECUTIVE | ECSD No. 2 - Bluffs Subtrunk Phase 2 - Contract No. 34EV-PH2 - Contract Close Out - Southern Tier Site Utility | Energy & Environment |
| COMM. 18E-28 | COUNTY EXECUTIVE | Ratification of the Collective Bargaining Agreement Between the COE, ECC and the FFECC for the Period of 9/1/05 - 9/31/09 | Community Enrichment |

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE

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| COMM. 18D-1 | BECPL | Board of Trustees Meeting - Proposed Agenda - 9/28/06 | R&F |
| COMM. 18D-2 | ECC | Agenda for Board of Trustees Meeting Held 9/27/06 | R&F |
| COMM. 18D-3 | ECC | FFECC Contract | Community Enrichment |
| COMM. 18D-4 | ECC | Minutes of Board of Trustees Meeting Held 8/30/06 | R&F |
| COMM. 18D-5 | DPW | Family Court Building - Timeline of Indoor Environmental Quality Issues | Public Safety |
| COMM. 18D-6 | MENTAL HEALTH | Copy of Letter to Erie County Employee Re: Family Court Building | R&F |
| COMM. 18D-7 | COUNTY ATTORNEY | NYS Lawncare Assn. Vs. Erie County | Energy & Environment |
| COMM. 18D-8 | COUNTY ATTORNEY | Transmittal of New Claims Against Erie County | R&F |
| COMM. 18D-9 | SOCIAL SERVICES | Letter to Smith Re: Strengthening Families Program | Human Services |

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE

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| COMM. 18M-1 | CORINA BERMAN | Letter to Marinelli Re: Neighborhood Notification Law | Energy & Environment |
| COMM. 18M-2 | NFTA | NFTA Board Minutes for Meeting Held 9/28/06 | R&F |
| COMM. 18M-3 | ECFSA | Certified Resolution Re: Alternatives to Incarceration | Finance & Management |
| COMM. 18M-4 | BUFFALO PLACE | 2007 Budget | Economic Development |
| COMM. 18M-5 | CITY OF TONAWANDA MAYOR | Receipt of Certified Resolution Re: County Executive's Modifications to Erie County's Four Year Fiscal Plan | R&F |
| COMM. 18M-6 | TOWN OF CLARENCE | Certified Resolution Re: ECSD No. 5 | Energy & Environment |
| COMM. 18M-7 | ERIE-NIAGARA REGIONAL PARTNERSHIP | Agenda for Meeting To Be Held 10/13/06 | R&F |
| COMM. 18M-8 | TOWN OF LANCASTER | Certified Resolution Re: Erie County Fire Training Academy | R&F |

MEMORIAL RESOLUTIONS:

ADJOURNMENT: